



DT07 Rec'd PTO 26 JAN 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Peggy Wingard et al.

Application No. 10/509,627

Filed: September 29, 2004

For: PHARMACEUTICAL  
COMPOSITIONS CONTAINING  
WATER-SOLUBLE PRODRUGS  
OF PROPOFOL AND METHODS  
OF ADMINISTERING SAME

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:  
: Confirmation No.: TBD  
:  
: Group Art Unit: TBD  
:  
: Examiner: TBD  
:  
: Atty Docket: 006050.00067

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to the duty of disclosure under 37 CFR §§ 1.56 and 1.97-1.98, the documents listed on the attached forms PTO/SB/08a and PTO/SB/08b are being brought to the attention of the Examiner in charge of the above-identified application. Copies of the foreign documents and the non-U.S. patent literature documents are enclosed.

The Examiner is respectfully requested to initial the space adjacent the document entries on forms PTO/SB/08a and PTO/SB/08b and to return a copy of the initialed forms to confirm that the documents have been considered and have been officially made of record in this application.

If the Examiner has any questions or wishes to discuss this application, the Examiner is invited to telephone the undersigned representative at the number set forth below.

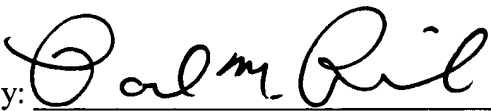
The accompanying Information Disclosure Statement is being filed before the issuance of a first action. Therefore, no fee is believed due at this time. However, the Commissioner is authorized to charge any fees that may be required to our Deposit Account No. 19-0733.

Respectfully submitted,

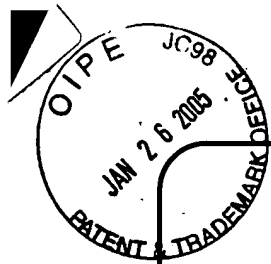
BANNER & WITCOFF, LTD.

Date: January 26, 2005

1001 G Street N.W.  
11th Floor  
Washington, D.C. 20001  
(202) 824-3000

By: 

Paul M. Rivard  
Registration No. 43,446



PCT

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/509,627
Filing Date	09/29/2004
First Named Inventor	Peggy Wingard et al.
Art Unit	TBD
Examiner Name	TBD
Total Number of Pages in This Submission	Attorney Docket Number 006050.00067

## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) ____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO/SB/08a; 4 PTO/SB/08b; 2 foreign references and 38 non-U.S. patent documents
<b>Remarks</b>		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm	Banner & Witcoff, LTD.		
Signature			
Printed Name	Paul M. Rivard		
Date	January 26, 2004	Reg. No.	43,446

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<i>Application Number</i>	10/509,627
<i>Filing Date</i>	09/29/04
<i>First Named Inventor</i>	Peggy Wingard et
<i>Art Unit</i>	TBD
<i>Examiner Name</i>	TBD
<i>Attorney Docket Number</i>	006050.00067

*(Use as many sheets as necessary)*

Sheet	1	of	5
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Attorney Docket Number	006050.00067
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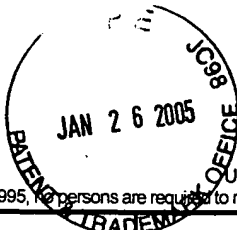
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Signature**

Date  
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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

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Art Unit	TBD
Examiner Name	TBD
Attorney Docket Number	006050.00067

Sheet 2 of 5

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		"Product Identification Guide," PDR, 52 Edition, 1998, Physicians' Desk Reference, pg. 343	
		"Zeneca Pharmaceuticals," PDR, 52 Edition, 1998, Physicians' Desk Reference, pgs. 3157-3163	
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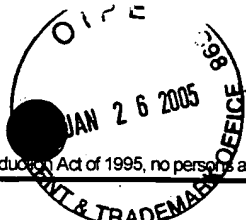
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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 3 of 5

### Complete if Known

Application Number	10/509,627
Filing Date	09/29/04
First Named Inventor	Peggy Wingard et al.
Art Unit	TBD
Examiner Name	TBD
Attorney Docket Number	006050.00067

### NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		HALL, JOHN C., FRACS, "Glycine," Review, November-December 1998, pgs. 393-397, Vol. 22, No. 6	
		HEM, STANLEY L., RUSSO, EMANUEL J., BAHAL, SURENDRA M., and LEVI, RALPH S., "Kinetic Analysis of Complex Formation between Penicillin and Sucrose," Journal of Pharmaceutical Sciences, February 1973, pgs. 267-270, Vol. 62, No. 2	
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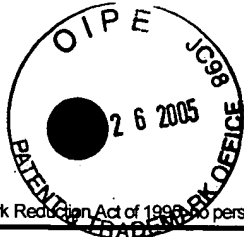
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Sheet 4 of 5

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		PFLUG, IRVING J., and EVANS, KRISTEN D., "Carrying Out Biological Qualification, the Control Operation of Moist-Heat (Steam Sterilization) Processes for Producing Sterile Pharmaceuticals and Medical Devices," PDA Journal of Pharmaceutical Science & Technology, March-April 2000, pgs. 117-135, Vol. 54, No. 2	
		DELUCA, PATRICK P. and BOYLAN, JAMES C., "Formulation of Small Volume Parenterals," Pharmaceutical Dosage Forms: Parenteral Medications, Volume 1, Second Edition, Revised and Expanded, Edited by Kenneth E. Avis, Herbert A. Lieberman, and Leon Lachman, pgs. 173-248	
		PRANKERD, RICHARD and JONES, R. DOUGLAS, "Physicochemical compatibility of propofol with thiopental sodium," Am. J. Health-Syst. Pharm., November 1, 1996, pgs. 2606-2610, Vol. 53	
		REYNOLDS, DAN W., FACCHINE, KEVIN L., MULLANEY, JUNE F., ALSANTE, KAREN M., HATAJIK, TODD D., and MOTTO, MICHAEL G., "Available Guidance and Best Practices for Conducting Forced Degradation Studies," Pharmaceutical Technology, February 2002, pgs. 48-56	
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		STRICKLEY, ROBERT G., "Parenteral Formulations of Small Molecules Therapeutics Marketed in the United States (1999) Part II, PDA Journal of Pharmaceutical Science & Technology, January-February 2000, pgs. 69-96, Vol. 54, No. 1	
		STRICKLEY, ROBERT G., "Parenteral Formulations of Small Molecules Therapeutics Marketed in the United States (1999) Part III, PDA Journal of Pharmaceutical Science & Technology, March-April 2000, pgs. 152-169, Vol. 54, No. 2	

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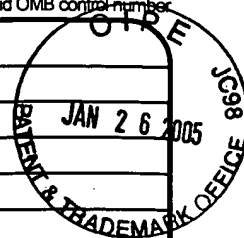
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		TEMPLETON, ALLEN C., R.-HAN, YIENG-HAU, MAHAJAN, REJIV, CHERN, REY T., and REED, ROBERT A., "Rapid Headspace Oxygen Analysis for Pharmaceutical Packaging Applications," Pharmaceutical Technology, July 2002, pgs. 44-61	
		UGWU, SYDNEY, O. and APTE, SHIREESH P., "Systematic Screening of Antioxidants for Maximum Protection Against Oxidation: An Oxygen Polarograph Study," PDA Journal of Pharmaceutical Science & Technology, September-October 1999, pgs. 252-259, Vol. 53, No. 5	
		VINCKIER, C., HAUCHECORNE, R., CACHET, TH., VAN DEN MOOTER, G., and HOOGMARTENS, J., "A new mechanism for the decomposition of erythromycin A in acidic aqueous solutions," International Journal of Pharmaceutics, 55, 1989, pgs. 67-76, Elsevier Science Publishers B.V. (Biomedical Division)	
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		YUCHA, CAROLYN B., HASTINGS-TOLSMAN, MARIE, and SZEVERENYI, NIKOLAUS M., "Differences Among Intravenous Extravasations Using Four Common Solutions," Journal of Intravenous Nursing, September-October 1993, pgs. 277-281, Vol. 16, No. 5	

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